

First Regular Session
Sixty-sixth General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 07-0191.01 Richard Sweetman

HOUSE BILL 07-1025

HOUSE SPONSORSHIP

Jahn,

SENATE SPONSORSHIP

(None),

House Committees

Health and Human Services

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE FUNDING OF CHILD WELFARE SERVICES, AND, IN
102 CONNECTION THEREWITH, REQUIRING THE STATE DEPARTMENT
103 OF HUMAN SERVICES TO REVIEW RATES, SERVICES, AND
104 OUTCOMES NEGOTIATED BY COUNTIES WITH PROVIDERS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)

Requires the state department of human services ("state department") to review rates, services, and outcomes negotiated by counties with providers. Requires the state department to promulgate rules governing how counties may negotiate rates, services, and outcomes

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

with providers. Requires the state department to review the rate-setting process every 2 years.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 26-5-104 (6), Colorado Revised Statutes, is
3 amended to read:

4 **26-5-104. Funding of child welfare services - rules.**

5 (6) **County negotiations with providers.** (a) ~~On and after July 1, 1997~~
6 SUBJECT TO RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT
7 TO PARAGRAPH (b) OF THIS SUBSECTION (6), a county shall be authorized
8 to negotiate rates, services, and outcomes with providers if the county has
9 a request for proposal process in effect for soliciting bids from providers
10 or another mechanism for evaluating the rates, services, and outcomes
11 that it is negotiating with such providers that is acceptable to the state
12 department.

13 (b) NO LATER THAN JANUARY 1, 2008, THE STATE DEPARTMENT
14 SHALL PROMULGATE RULES GOVERNING THE MANNER IN WHICH COUNTIES
15 MAY NEGOTIATE RATES, SERVICES, AND OUTCOMES WITH PROVIDERS. THE
16 RULES, AT A MINIMUM, SHALL INCLUDE A PROCESS BY WHICH THE STATE
17 DEPARTMENT SHALL REVIEW AND ACCEPT OR REJECT EACH RATE-SETTING
18 METHODOLOGY USED BY A COUNTY TO NEGOTIATE WITH PROVIDERS.

19 (c) PROVIDER RATE INCREASES AND COST OF LIVING ADJUSTMENTS
20 THAT ARE APPROVED BY THE GENERAL ASSEMBLY SHALL NOT BE SUBJECT
21 TO RULES PROMULGATED BY THE STATE DEPARTMENT PURSUANT TO
22 PARAGRAPH (b) OF THIS SUBSECTION (6) BUT SHALL BE ADDED TO THE
23 AUTOMATED PAYMENT SYSTEM USED BY THE STATE DEPARTMENT.

24 (d) BY JULY 1, 2008, AND BY JULY 1 OF EACH EVEN-NUMBERED
25 YEAR THEREAFTER, THE STATE DEPARTMENT SHALL COMPLETE A REVIEW

1 OF THE PROCESS BY WHICH COUNTIES NEGOTIATE RATES, SERVICES, AND
2 OUTCOMES WITH PROVIDERS. IN PREPARING FOR AND CONDUCTING THE
3 REVIEW, THE STATE DEPARTMENT SHALL INVITE AND ACCEPT THE
4 PARTICIPATION OF REPRESENTATIVES OF THE COUNTIES AND THE PROVIDER
5 COMMUNITY.

6 **SECTION 2. Effective date.** This act shall take effect at 12:01
7 a.m. on the day following the expiration of the ninety-day period after
8 final adjournment of the general assembly that is allowed for submitting
9 a referendum petition pursuant to article V, section 1 (3) of the state
10 constitution, (August 8, 2007, if adjournment sine die is on May 9, 2007);
11 except that, if a referendum petition is filed against this act or an item,
12 section, or part of this act within such period, then the act, item, section,
13 or part, if approved by the people, shall take effect on the date of the
14 official declaration of the vote thereon by proclamation of the governor.